

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

ROSENBERG et al.

International Application No.: PCT/EP03/14331

International Filing Date: 16/12/2003

U.S. Application No.: 10/539,505

For: **FORMULATION COMPRISING
FENOFIBRIC ACID, A PHYSIOLOGICALLY
ACCEPTABLE SALT OR DERIVATIVE
THEREOF**

Art Unit: To be assigned

Examiner: To be assigned

Attorney Docket: M/43212-US-1

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This subject Information Disclosure Statement is submitted in connected with applicant's continuing duty of disclosure under 37 C.F.R. §1.56.

LISTING OF RELEVANT DOCUMENTS

The relevant documents are listed in the attached Form PTO/SB/08A.

REMARKS

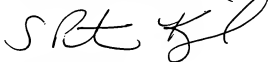
FR 494112 is not available in English, but an English language abstract is attached thereto and said reference is cited in the International Search Report. WO 97/15290 and WO 97/15291 are not available in English, but each contains an English language abstract and said references are discussed at page 17, lines 15-20, of the present specification. EPO 793958 B1 is not available in

English, but an English language abstract is attached thereto and said reference is discussed at page 1, lines 24-30, of the present specification.

Since this Information Disclosure Statement is submitted prior to the issuance of a first office action on the merits, a fee under 37 C.F.R. §1.17(p) is not required (37 C.F.R. §1.97(b)).

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Respectfully submitted,
NOVAK DRUCE DELUCA & QUIGG, LLP

A handwritten signature in black ink, appearing to read 'S. Peter Konzal', is written over the printed name.

S. Peter Konzal
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Dated: January 9, 2006

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STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1

of 2

| | |
|------------------------|----------------|
| Application Number | 10/539,505 |
| Filing Date | |
| First Named Inventor | Jorg ROSENBERG |
| Art Unit | to be assigned |
| Examiner Name | to be assigned |
| Attorney Docket Number | M/43212-US-1 |

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| Examiner Signature | /Sudhakar Katakam/ | Date Considered | 10/22/2009 |
|--------------------|--------------------|-----------------|------------|

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